

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Lee R. CARLSON et al.

Application No.: 10/561,561

Confirmation No.: 9919

Filed: June 19, 2003 (Int'l)

Art Unit: 3735

For: BREATH END-TIDAL GAS MONITOR

Examiner: C. Jang

**WRITTEN CONSENT OF ASSIGNEE REGARDING REQUEST TO CORRECT
INVENTORSHIP PURSUANT TO 37 C.F.R. § 1.48(a)(5)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Capnia, Inc. is the assignee of the above-referenced patent application as recorded by the U.S. Patent and Trademark Office at (1) Reel 017941, Frame 0073, (2) Reel 021469, Frame 0759; (3) Reel 025356, Frame 0885 and (4) Reel 025356, Frame 0894. Capnia, Inc. is fully aware of the Request to Correct Inventorship to add Elvir CAUSEVIC as an inventor. Accordingly, Capnia, Inc. consents to the change in inventorship.

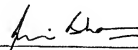
Capnia, Inc.

Signature: _____

Name: _____

Title: _____

Date: _____



ANISH BHATTACHARYA

PRESIDENT

JUNE 24, 2011